

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Richmond Division**

**NOEL BRALLEY,
CAROLYN BRALLEY,
and
BRAXTON BRALLEY,**

Plaintiffs,

v.

Case No. 3:10-cv-138-REP

MARK A. CAREY, *et al.*

Defendants.

**MOTION TO STRIKE DEFENDANTS' RESPONSE TO PLAINTIFFS' MEMORANDUM
IN SUPPORT OF A FINDING OF CONTEMPT AGAINST DEFENDANTS**

Plaintiffs Noel Bralley, Carolyn Bralley and Braxton Bralley, by counsel, move the Court to strike Defendants' Mark A. Carey and The Law Offices of Mark A. Carey, P.C. response (ECF No. 76) to Plaintiff's Memorandum in Support of a Finding of Contempt against Defendants as being untimely filed. A memorandum supporting this Motion is filed concurrently herewith.

WHEREFORE, Plaintiffs respectfully request that Defendants' Response be stricken from the record.

Respectfully submitted,
Noel Bralley
Carolyn Bralley
Braxton Bralley
By Counsel

/s/
By: Dale W. Pittman, VSB#15673
Counsel for Noel Bralley, Carolyn Bralley
and Braxton Bralley
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CERTIFICATE OF SERVICE

I hereby certify that on the 28th day of November, 2011, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, and hereby certify that I will electronically send and mail the document by U.S. mail to the following non-filing users:

Mark A. Carey, Esquire
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/s/
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